

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TRANSPORTATION

Call to Order: By **CHAIRMAN SHIELL ANDERSON**, on March 12, 1999 at 3:05 P.M., in Room 420 Capitol.

ROLL CALL

Members Present:

Rep. Shiell Anderson, Chairman (R)
Rep. Gary Beck, Vice Chairman (D)
Rep. Rick Jore, Vice Chairman (R)
Rep. Darrel Adams (R)
Rep. Joe Barnett (R)
Rep. Sylvia Bookout-Reinicke (R)
Rep. Matt Brainard (R)
Rep. Paul Clark (D)
Rep. Robert C. Clark (R)
Rep. Steven Gallus (D)
Rep. George Golie (D)
Rep. Donald L. Hedges (R)
Rep. Carol C. Juneau (D)
Rep. Gary Matthews (D)
Rep. Frank Smith (D)
Rep. Roger Somerville (R)
Rep. Cliff Trexler (R)

Members Excused: Rep. Marian Hanson

Members Absent: None.

Staff Present: Leanne Kurtz, Legislative Branch
Mary Lou Schmitz, Committee Secretary

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted: **HB 648; SB 374; SB 397; SB 421
3/9/99**

Executive Action: SB 71, Be Concurred as
Amended 13-4
SB 139, TABLED 17-0
SB 154, Be Concurred as
Amended 17-0
SB 240; Be Concurred In 17-0
SB 374; Be Concurred In 17-0

Vice Chair Rick Jore conducted the meeting at this point.

HEARING ON HB 648

Sponsor: Rep. Red Menahan, HD 57. **EXHIBIT**(trh56a01)
EXHIBIT(trh56a02)
{Tape : 1; Side : A; Approx. Time Counter : 0 - 3.9}

Proponents: Col. Craig Reap, Chief, Montana Highway Patrol.
EXHIBIT(trh56a03)
{Tape : 1; Side : A; Approx. Time Counter : 3.9 - 6.4}

Jerome Anderson, Attorney, Helena, representing 3M.
{Tape : 1; Side : A; Approx. Time Counter : 6.4 - 10.0}

Opponents: None

Informational Testimony: Dean Roberts, Administrator, Motor
Vehicle Division, Department of Justice.
{Tape : 1; Side : A; Approx. Time Counter : 10 - 14.8}

Ross Swanson, Department of Corrections.
{Tape : 1; Side : A; Approx. Time Counter : 14.8 - 15.2}

Questions from Committee Members and Responses: Reps. Brainard,
Paul Clark, Adams, Gallus to Jerome Anderson, Dean Roberts.
{Tape : 1; Side : A; Approx. Time Counter : 15.2 - 21}

Closing by Sponsor: Rep. Red Menahan closed the Hearing on HB
648.
{Tape : 1; Side : A; Approx. Time Counter : 21 - 22.6}

HEARING ON SB 374

Sponsor: Senator J.D.Lynch, SD 19.
{Tape : 1; Side : A; Approx. Time Counter : 22.6 - 27.8}

Proponents: Steve McGree, Butte, McGree Trucking.
{Tape : 1; Side : A; Approx. Time Counter : 27.8 - 29.2}

Frank Crowley, Montana Solid waste Contractors Association.

{Tape : 1; Side : A; Approx. Time Counter : 29.2 - 29.9}

{Tape : 1; Side : B; Approx. Time Counter : 0.1 - 2.1}

Opponents: Dave Galt, Administrator, Motor Carrier Services Division, Department of Transportation.

{Tape : 1; Side : B; Approx. Time Counter : 2.1 - 3.5}

Questions from Committee Members and Responses: Reps. Smith, Gallus, Bob Clark, Bookout-Reinicke, Hedges, Somerville to Steve McGree, Dave Galt and Senator Lynch

{Tape : 1; Side : B; Approx. Time Counter : 3.5 - 11.5}

Closing by Sponsor: Senator Lynch closed the Hearing on SB 374.

{Tape : 1; Side : B; Approx. Time Counter : 11.5 - 13}

HEARING ON SB 397

Sponsor: Senator Stang, SD 36.

{Tape : 1; Side : B; Approx. Time Counter : 13 - 15.1}

Proponents: Mike Kadas, Mayor, City of Missoula.

{Tape : 1; Side : B; Approx. Time Counter : 15.1 - 15.8}

Pat Saindon, Administrator, Planning Division, Department of Transportation.

{Tape : 1; Side : B; Approx. Time Counter : 15.8 - 17.2}

Opponents: None

Questions from Committee Members and Responses: Reps. Brainard, Golie, Paul Clark to Senator Stang, Pat Saindon, Mayor Mike Kadas.

{Tape : 1; Side : B; Approx. Time Counter : 17.2 - 24}

Closing by Sponsor: Senator Stang closed the Hearing on SB 397.

{Tape : 1; Side : B; Approx. Time Counter : 24 - 24.8}

HEARING ON SB 421

Sponsor: Senator Dale Mahlum, SD 35, **EXHIBIT**(trh56a04)

{Tape : 1; Side : B; Approx. Time Counter : 26 - 27.7}

{Tape : 2; Side : A; Approx. Time Counter : 0.1 - 1.2}

Proponents: Rose Magnuson, Polson, Byway Advocates
EXHIBIT(trh56a05)

{Tape : 2; Side : A; Approx. Time Counter : 1.2 - 7.0}

Tom Harrison, Lamar Advertising.

{Tape : 2; Side : A; Approx. Time Counter : 7 - 11.1}

Aidan Myhre, Montana Innkeepers' Association.

{Tape : 2; Side : A; Approx. Time Counter : 11.1 - 12.9}

Patty McLaughlin, Montana Historical Society.

{Tape : 2; Side : A; Approx. Time Counter : 12.9 - 13.5}

Pat Saindon, Administrator, Planning Division, Department of Transportation.

{Tape : 2; Side : A; Approx. Time Counter : 13.5 - 14.3}

Matthew Cohn, Administrator, Travel Montana, Department of Commerce. **EXHIBIT**(trh56a06)

{Tape : 2; Side : A; Approx. Time Counter : 14.3 - 16.3}

Webb Brown, Montana Chamber of Commerce.

{Tape : 2; Side : A; Approx. Time Counter : 16.3 - 17.5}

Carol Gibson, Montana Parks Association. **EXHIBIT**(trh56a07)

{Tape : 2; Side : A; Approx. Time Counter : 17.5 - 21.3}

Amy Sullivan, Montana Tourism Coalition.

{Tape : 2; Side : A; Approx. Time Counter : 21.3 - 21.6}

Opponents: John Waggoner, Billings. **EXHIBIT**(trh56a08)

{Tape : 2; Side : A; Approx. Time Counter : 21.6 - 24.3}

Barry Simmons, Montana Signworks, Helena.

{Tape : 2; Side : A; Approx. Time Counter : 24.3 - 25.8}

Questions from Committee Members and Responses: Reps. Golie, Brainard, Somerville, Gallus, Bob Clark, Matthews, Paul Clark, Juneau, Beck to Pat Saindon, Tom Harrison, Lamar Advertising Representative, Rose Magnuson, Carol Gibson, Senator Mahlum, Amy Sullivan.

{Tape : 2; Side : A; Approx. Time Counter : 25.8 - 27.6}

{Tape : 2; Side : B; Approx. Time Counter : 0.1 - 28.2}

{Tape : 3; Side : A; Approx. Time Counter : 0.1 - 3.1}

Closing by Sponsor: Senator Mahlum closed the Hearing on SB 421.

{Tape : 3; Side : A; Approx. Time Counter : 3.1 - 9.5}

EXECUTIVE ACTION ON SB 71

Motion: REP. HEDGES moved that SB 71 BE CONCURRED IN.

{Tape : 3; Side : A; Approx. Time Counter : 9.5 - 11.7}

Discussion: Leanne Kurtz explained the Nelson amendments.

{Tape : 3; Side : A; Approx. Time Counter : 11.7 - 14.1}

Motion: Rep. Matthews moved the Nelson amendments.

{Tape : 3; Side : A; Approx. Time Counter : 14.1 - 14.2}

Discussion: Reps. Brainard, Matthews, Gallus, Smith, Hedges, Beck, Adams.

{Tape : 3; Side : A; Approx. Time Counter : 14.2 - 19.8}

Vote: Motion on the Nelson amendments carried 13-4 with Reps. Jore, Adams, Brainard and Robert Clark voting no.

{Tape : 3; Side : A; Approx. Time Counter : 19.8 - 20.6}

Motion: REP. MATTHEWS moved that SB 71 BE CONCURRED IN AS AMENDED.

Discussion: Rep. Brainard, Matthews, Gallus, Juneau, Bookout-Reinicke, Hedges, Smith.

{Tape : 3; Side : A; Approx. Time Counter : 20.6 - 25.8}

Vote: SB 71 motion Be Concurred In as Amended carried 13-4 with Reps. Jore, Adams, Brainard and Trexler voting no.

{Tape : 3; Side : A; Approx. Time Counter : 25.8 - 26.2}

Motion/Vote: REP. BOOKOUT-REINICKE moved that SB 139 BE TABLED. Motion carried unanimously 17-0.

{Tape : 3; Side : A; Approx. Time Counter : 26.2 - 28.6}

EXECUTIVE ACTION ON SB 154

Motion: REP. BOOKOUT-REINICKE moved that SB 154 BE CONCURRED IN.

{Tape : 3; Side : B; Approx. Time Counter : 0.1 - 0.2}

Motion/Vote: REP. BOOKOUT-REINICKE moved that SB 154 BE CONCEPTUALLY AMENDED. Motion carried unanimously 17-0.

{Tape : 3; Side : B; Approx. Time Counter : 0.2 - 1.1}

Motion: REP. BARNETT moved that SB 154 BE CONCURRED IN AS AMENDED.

{Tape : 3; Side : B; Approx. Time Counter : 1.1 - 1.2}

Discussion: Rep. Brainard; without objection, Dave Galt.

{Tape : 3; Side : B; Approx. Time Counter : 1.2 - 2}

Vote: SB 154 BE CONCURRED IN AS AMENDED carried unanimously 17-0.

{Tape : 3; Side : B; Approx. Time Counter : 2 - 2.1}

EXECUTIVE ACTION ON SB 240

Motion/Vote: REP. SOMERVILLE moved that SB 240 BE CONCURRED IN.
Motion carried unanimously 17-0.

{Tape : 3; Side : B; Approx. Time Counter : 2.1 - 4.2}

EXECUTIVE ACTION ON SB 374

Motion: REP. GALLUS moved that SB 374 BE CONCURRED IN.

{Tape : 3; Side : B; Approx. Time Counter : 4.2 - 4.5}

Discussion: Reps. Gallus, Brainard, Smith, Beck, Somerville.

{Tape : 3; Side : B; Approx. Time Counter : 4.5 - 9.4}

Vote: SB 374 BE CONCURRED IN motion carried 13-4 with Reps.
Bookout-Reinicke, Robert Clark, Smith and Trexler voting no.

{Tape : 3; Side : B; Approx. Time Counter : 9.4 - 9.5}

ADJOURNMENT

Adjournment: 5:35 P.M.

REP. SHIELL ANDERSON, Chairman

MARY LOU SCHMITZ, Secretary

SA/MS

EXHIBIT (trh56aad)